

HOUSE BILL 3606

By Todd

AN ACT to amend Tennessee Code Annotated, Title 38,  
Chapter 6, Part 1, relative to the authority of  
investigators of the Tennessee bureau of  
investigation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 38-6-102, is amended by adding the  
following as new subsection:

(f) Investigators of the bureau of investigation are authorized, without a request  
from the district attorney general but at the request of the appropriate law enforcement  
authority, to conduct surveillance operations for the purpose of detecting criminal activity  
on the grounds of a public K-12 school or within five (5) miles of such grounds. If a  
criminal offense occurs in the presence of an investigator while conducting a  
surveillance operation, the investigator shall have the authority to effectuate an arrest at  
that time if failure to make such an arrest would, in the opinion of the investigator, result  
in an imminent threat of serious bodily injury or death to another. At the conclusion of  
the surveillance operation, the investigators shall turn over the results of the  
investigation to the local law enforcement agency with jurisdiction over the area in which  
the criminal activity occurred for appropriate action.

SECTION 2. This act shall take effect on July 1, 2008, the public welfare requiring it.